

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

Pathgenics, Inc.,	)	
Plaintiff,	)	CIVIL ACTION NO.: 1:09cv11142-RGS
	)	
v.	)	
	)	
	)	
NovaBay Pharmaceuticals, Inc.,	)	
	)	
Defendants.	)	
	)	

**ORDER OF DISMISSAL**

STEARNS, District Judge

It is hereby ORDERED that the above-entitled action be, and it hereby is, DISMISSED in its entirety for failure to comply with the Court's Order of January 20, 2010.

BY THE COURT,

/s/ Terri Seelye  
Deputy Clerk

DATED: April 27, 2010